

**In the Claims:<sup>1</sup>**

1. (Previously amended and allowed) An isolated p53 binding region of a human CD95 receptor DNA, wherein p53 may activate the CD95 receptor DNA by binding to the p53 binding region, the isolated p53 binding region comprising SEQ ID NO. 2, SEQ ID NO. 3, SEQ ID NO. 4, SEQ ID NO. 1, SEQ ID NO. 6, SEQ ID NO. 7, SEQ ID NO. 8, SEQ ID NO. 9, SEQ ID NO. 11, SEQ ID NO. 13, SEQ ID NO. 15, SEQ ID NO. 17, SEQ ID NO. 19, SEQ ID NO. 25, SEQ ID NO. 27, SEQ ID NO. 29, SEQ ID NO. 31, SEQ ID NO. 24 or SEQ ID NO. 32.
2. (Previously amended and allowed) An isolated p53 binding region of a human CD95 receptor DNA, wherein p53 may activate the CD95 receptor DNA by binding to the p53 binding region, the isolated p53 binding region consisting of SEQ ID NO. 10, SEQ ID NO. 12, or SEQ ID NO. 14.
3. (Previously cancelled)
4. (Previously amended and allowed) A vector comprising at least one of the p53 binding region according to claim 1.
5. (Previously amended and allowed) The vector according to claim 4, wherein the vector is selected from the group consisting of CD95(Ps)-LUC, CD95(P)-LUC, CD95 (I+SV)-LUC, CD95(Ps+I)-LUC, p1139, p1140, p1141, p1142, p1140 IMI, p1140 IMII, p1140 IMIII, p1140 IMIV, p1141 IMIII, p1141 1p53, p1141 2p53, p1141 3p53, p1141 ΔBgl, p1141 ΔSpe, p1141 ΔMph, p1142 TAG, p1142 IMIII, p1142 ΔBgl, p1142 ΔSpe, and p1142 ΔMph.
6. (Currently cancelled)
7. (Previously cancelled)

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<sup>1</sup> Consistent with the holding of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co., Ltd.*, et al., 535 U.S. 722, 152 L.Ed.2d 944 (2002), decided May 28, 2002, any amendments herein that hereafter are deemed to be narrowing amendments by a court of competent jurisdiction in a final unappealed or unappealable decision, are not intended to relinquish any scope of equivalents unforeseeable at the time of this amendment or that relate to aspects of the invention having only a peripheral relation to the basis for the amendment.

8. (Currently cancelled)

9. (Previously cancelled)

10. (Currently cancelled)

11. (Currently cancelled)

12. (Previously cancelled)

13. (Previously added and allowed) A vector comprising at least one isolated p53 binding region of a CD95 receptor DNA, wherein p53 may activate the CD95 receptor DNA by binding to the p53 binding region, and wherein the isolated p53 binding region consists of SEQ ID NO. 10, SEQ ID NO. 12, or SEQ ID NO. 14.

14. (Previously added and allowed) The vector according to claim 13, wherein the vector is selected from the group consisting of CD95(Ps)-LUC, CD95(P)-LUC, CD95 (I+SV)-LUC, CD95(Ps+I)-LUC, p1139, p1140, p1141, p1142, p1140 IMI, p1140 IMII, p1140 IMIII, p1140 IMIV, p1141 IMIII, p1141 1p53, p1141 2p53, p1141 3p53, p1141 ΔBgl, p1141 ΔSpe, p1141 ΔMph, p1142 TAG, p1142 IMIII, p1142 ΔBgl, p1142 ΔSpe, and p1142 ΔMph.

15. (Currently cancelled)

16. (Previously cancelled)

17. (Previously cancelled)

18. (Previously cancelled)

19. (Previously cancelled)

20. (Currently cancelled)

21.- 26. (Previously cancelled)

Please cancel claims 6, 8, 10, 11, 15, 17, 18 and 20.

Claims 3, 7, 9, 12, 16, 19 and 21-26 were previously cancelled.